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8 *Attorneys for Defendant University*
9 *Medical Center of Southern Nevada*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 KAREN LASMARIAS, an individual,

13 Plaintiff,

14 v.

15 UNIVERSITY MEDICAL CENTER OF
SOUTHERN NEVADA dba UNIVERSITY
16 MEDICAL CENTER, a government entity;
HELLENE LOPEZ, an individual,

17 Defendants.
18

CASE NO.: 2:18-cv-01851-JCM-NJK

**STIPULATION AND ORDER TO STAY
DISCOVERY PENDING RESOLUTION
OF RELATED CRIMINAL MATTER**

(First Request)

19 Pursuant to LR IA 6-1 and 6-2, and pursuant to LR 7-1, Plaintiff Karen Lasmarias
20 (“Plaintiff”), by and through her undersigned counsel; Defendant Hellene Lopez (“Lopez”), by
21 and through his undersigned counsel; and Defendant University Medical Center of Southern
22 Nevada d/b/a University Medical Center (“UMC”), by and through its undersigned counsel; hereby
23 stipulate and agree, and respectfully request that the Court stay all discovery in this action pending
24 the resolution of an ongoing criminal matter arising from the same and/or related allegations to
25 those set forth in Plaintiff’s Complaint in this action. Due to the pendency of the criminal matter
26 in which Lopez is a Defendant, the parties anticipate that Defendant Lopez would be limited in his
27 ability to substantively participate in discovery in this action without either implicating or
28 otherwise being compelled to waive his Fifth Amendment rights.

1 Accordingly, the parties stipulate and agree, and respectfully request that the Court stay all
2 discovery in this action for six (6) months pending resolution of the ongoing criminal matter. In
3 the event the criminal matter is resolved prior to the expiration of the stay, the parties stipulate and
4 agree to promptly notify this Court of said resolution so that the stay can be lifted and discovery
5 may commence unhindered in this action. In the event the criminal matter is not resolved within
6 the requested stay period of six (6) months, the parties stipulate and agree to coordinate in good
7 faith to request from this Court any further relief as may be necessary to avoid conflict with the
8 ongoing criminal matter, including but not limited to, a request to extend the stay.

9 Notwithstanding the stay, UMC further stipulates and agrees, within thirty (30) days of the
10 entry of this requested stay, to disclose any and all written interview notes and recordings of
11 interviews taken by UMC in relation to its investigation of the alleged February 19, 2018 incidents
12 set forth in Plaintiff's Complaint.

13 Plaintiff stipulates and agrees, within fifteen (15) days of the entry of this requested stay,
14 to identify to all parties all health professionals and medical health practitioners including, but not
15 limited to, all hospitals, medical practices, doctors, surgeons, nurses, psychologists, psychiatrists,
16 pharmacies and pharmacists, from which Plaintiff has sought and/or obtained medical advice,
17 mental or other therapy, mental health assistance, medical treatment, prescriptions, and/or other
18 professional medical assistance from January 1, 2016 to present. Plaintiff further stipulates and
19 agrees to execute and return to UMC, within thirty (30) days of the entry of this requested stay, a

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1 HIPAA Release Form (to be prepared and provided to Plaintiff by UMC) for each health
2 professional and medical health practitioner so identified by Plaintiff.

3 DATED this 25th day of February, 2019

DATED this 25th day of February, 2019

4 **MULLINS & TRENCHAK, ATTORNEYS**
5 **AT LAW**

HOLLEY DRIGGS WALCH
FINE PUZEY STEIN & THOMPSON

6 /s/ Philip J. Trenchak
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/s/ Sean E. Story
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*Attorneys for Defendant University
Medical Center of Southern Nevada*

Attorneys for Plaintiff Karen Lasmarias

DATED this 25th day of February, 2019

LEAVITT LEGAL GROUP, P.C.

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23 Las Vegas, Nevada 89101

Attorneys for Defendant Hellene Lopez

IT IS SO ORDERED

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UNITED STATES MAGISTRATE JUDGE

27 Dated: February 26, 2019
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